



Paper No. 9

LOOP INTELLECTUAL PROPERTY LAW  
2033 SIXTH AVENUE  
SUITE 1020  
SEATTLE, WA 98121-2584

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**SEP 19 2002**

In re Application of  
Mallari, et al.  
Application No. 09/839,786  
Filed: April, 19, 2001  
Attorney Docket No. 690089.401C3

**OFFICE OF PETITIONS**  
**ON PETITION**

This is a decision on the petition under 37 CFR 1.137(b), filed August 26, 2002, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed June 15, 2001. The Notice set a period for reply of two (2) months from the mail date of the Notice. A one (1) month extension of time was obtained. Accordingly, the above-identified application became abandoned on September 16, 2001.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the \$920.00 extension of time submitted with the petition on August 26, 2002 was subsequent to the maximum period obtainable for reply, the \$920.00 extension of time will be refunded to petitioner by treasury check.

The file is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 306-9200.

Edward J. Tannouse  
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Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy